



**UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office**

Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
-----------------	-------------	----------------------	---------------------

09/141,264    08/27/98    JONES    T    7099.0003

TM02/0201  
FINNEGAN HENDERSON FARABOW GARRETT &  
DUNNER  
1300 I STREET NW  
WASHINGTON DC 20005

EXAMINER

DOWNS, R

ART UNIT

PAPER NUMBER

2165

DATE MAILED: 02/01/01

**Please find below and/or attached an Office communication concerning this application or proceeding.**

**Commissioner of Patents and Trademarks**

**Office Action Summary**

Application No.

09/141,264

Applicant(s)

JONES ET AL.

Examiner

Robert W Downs

Art Unit

2165

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136 (a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 06 November 2000.
- 2a) ☒ This action is FINAL. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-59 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☒ Claim(s) 58 is/are allowed.
- 6) ☒ Claim(s) 1-57, 59 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claims \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are objected to by the Examiner.
- 11) ☐ The proposed drawing correction filed on \_\_\_\_\_ is: a) ☐ approved b) ☐ disapproved.
- 12) ☐ The oath or declaration is objected to by the Examiner.

**Priority under 35 U.S.C. § 119**

- 13) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.
- 14) ☐ Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e).

**Attachment(s)**

- 15) ☐ Notice of References Cited (PTO-892)
- 16) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 17) ☐ Information Disclosure Statement(s) (PTO-1449) Paper No(s) \_\_\_\_\_
- 18) ☐ Interview Summary (PTO-413) Paper No(s). \_\_\_\_\_
- 19) ☐ Notice of Informal Patent Application (PTO-152)
- 20) ☐ Other:

1. Applicant's arguments filed Nov. 6, 2000 have been fully considered but they are not persuasive. Applicants argue that DeLorme et al. does not disclose , at least, receiving a travel goal having a destination location and appointment time or determining an arrival time within a vicinity of the destination location that allows time for traveling between the intermediate point and the destination location that allows time for traveling between the intermediate point and the destination location to ensure arrival at the destination location by the appointment time as required by independent claims 1, 20, and 39. The examiner does not agree. DeLorme et al. does teach a system that bases further queries on sub-structural information previously recorded (e.g., TEMPORAL DATA). Specifically, based on prior temporal inputs, the TRIPS system "intelligent software" can shape or enhance later steps; see column 34, line 57, to column 35, line 8. Thus, given previously entered temporal information such as a destination location and appointment time, subsequent travel information such as car rentals will be determined within those constraints to ensure that they will be met.

As per claim 58, it is agreed that DeLorme et al. does not disclose recommending a plurality of secondary modes based on the travel goal to ensure arrival at the destination location by the appointment time.

As per claim 59, the claim does not recite recommending transportation modes, but only recites enabling selection of modes. DeLorme et al. does enable selection of transportation modes that would be within a travel goal (e.g., allows for choosing a rental car as a mode of transportation).

2. Claim 58 is allowed.

Art Unit: 2165

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Robert W Downs whose telephone number is 703-305-9642. The examiner can normally be reached on 8:00a.m. to 4:30p.m..

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Vincent Millin can be reached on 703-308-1065. The fax phone numbers for the organization where this application or proceeding is assigned are 703-308-1396 for regular communications and 703-308-1396 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-306-5484.

Robert W Downs  
Primary Examiner  
Art Unit 2165



RWD  
January 31, 2001